

Attorney Docket No. 072130-0022

PTO FAX NO.: (703) 872-9306

ATTENTION: Examiner Cheryl M. Fernandes

Group Art Unit: 2171

TELEPHONE NO.: (703) 305-3917

**OFFICIAL COMMUNICATION**  
**FOR THE PERSONAL ATTENTION OF**  
**EXAMINER Cheryl M. Fernandes**  
**CERTIFICATE OF FACSIMILE TRANSMISSION**

RECEIVED  
CENTRAL FAX CENTER

OCT 22 2004

I hereby certify that the following document(s) in regarding Application of Kayshav Dattatri, et al., Application No. 10/033,701, filed December 27, 2001 for DATABASE REPLICATION USING APPLICATION PROGRAM EVENT PLAYBACK is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Transmittal Form (1 pg.);
2. Fee Transmittal for FY 2005 (1 pg.);
3. Petition for Extension of Time Under 37 CFR 1.136(a) (1 pg.); and
4. Amendment (4 pgs.);

Number of pages being transmitted, including this page: 8

Dated: October 22, 2004

  
Alexa Liu

*PLEASE CONFIRM RECEIPT OF THIS PAPER BY  
RETURN FACSIMILE AT (650) 813-5100*

McDermott Will & Emery LLP  
18191 Von Karman Ave.,  
Suite 400  
Irvine, California 92612-7107  
Tel.: 949.851.0633  
Fax.: 949.851.9348


PTO/SB/21 (09-04)


Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/033,701
	Filing Date	December 27, 2001
	First Named Inventor	Dattatni, Kayshav
	Art Unit	2171
	Examiner Name	Fernandes, Cheryl M.
Total Number of Pages in This Submission	Attorney Docket Number	072130-0022

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Request for Refund	
	<input type="checkbox"/> CD, Number of CD(s) _____	
	<input type="checkbox"/> Landscape Table on CD	
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	McDermott Will & Emery LLP	
Signature		
Printed name	Horace H. Ng	
Date	10/22/04	Reg. No. 39,315

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Alexa Liu
Date	10/22/04

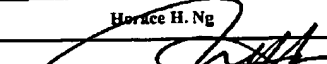
This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/17 (10-03)  
Approved for use through 07/31/2008. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<h1 style="margin: 0;">FEE TRANSMITTAL</h1> <h2 style="margin: 0;">for FY 2005</h2> <p style="font-size: small; margin: 0;">Effective 10/01/2004. Patent fees are subject to annual revision.</p>		<b>Complete if Known</b>	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	
		Filing Date	
		First Named Inventor	
		Examiner Name	
		Art Unit	
TOTAL AMOUNT OF PAYMENT (\$)		\$490.00	
		Attorney Docket No.	

<p><b>METHOD OF PAYMENT</b> (check all that apply)</p> <p> <input type="checkbox"/> Check           <input type="checkbox"/> Credit card           <input type="checkbox"/> Money Order           <input type="checkbox"/> Other           <input type="checkbox"/> None       </p> <p><input checked="" type="checkbox"/> Deposit Account:</p> <p>Deposit Account Number: <b>502203</b></p> <p>Deposit Account Name: <b>McDermott Will &amp; Emery</b></p> <p>The Director is authorized to: (check all that apply)</p> <p> <input type="checkbox"/> Charge fee(s) indicated below           <input type="checkbox"/> Credit any overpayments       </p> <p><input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)</p> <p><input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.</p> <p style="text-align: center;"><b>FEE CALCULATION</b></p> <p><b>1. BASIC FILING FEE</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1001</td> <td>2001</td> <td>790</td> <td>395</td> <td>Utility filing fee</td> <td></td> </tr> <tr> <td>1002</td> <td>2002</td> <td>350</td> <td>175</td> <td>Design filing fee</td> <td></td> </tr> <tr> <td>1003</td> <td>2003</td> <td>550</td> <td>275</td> <td>Plant filing fee</td> <td></td> </tr> <tr> <td>1004</td> <td>2004</td> <td>790</td> <td>395</td> <td>Reissue filing fee</td> <td></td> </tr> <tr> <td>1005</td> <td>2005</td> <td>160</td> <td>80</td> <td>Provisional filing fee</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">SUBTOTAL (1)</td> <td>(\$)</td> </tr> </tbody> </table> <p><b>2. EXTRA CLAIM FEES FOR UTILITY AND</b></p> <p>Extra Claims      Fee from below      Fee Paid</p> <p>Total Claims      -20** =      0      X      =      0.00</p> <p>Independent Claims      -3** =      0      X      =      0.00</p> <p>Multiple Dependent      =      =     </p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1202</td> <td>2202</td> <td>18</td> <td>9</td> <td>Claims in excess of 20</td> <td></td> </tr> <tr> <td>1201</td> <td>2201</td> <td>88</td> <td>44</td> <td>Independent claims in excess of 3</td> <td></td> </tr> <tr> <td>1203</td> <td>2203</td> <td>300</td> <td>150</td> <td>Multiple dependent claim, if not paid</td> <td></td> </tr> <tr> <td>1204</td> <td>2204</td> <td>88</td> <td>44</td> <td>** Reissue Independent claims over original patent</td> <td></td> </tr> <tr> <td>1205</td> <td>2205</td> <td>18</td> <td>9</td> <td>** Reissue claims in excess of 20 and over original patent</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">SUBTOTAL (2)</td> <td>(\$)      \$0.00</td> </tr> </tbody> </table> <p><small>**or number previously paid, if greater; For Reissues, see above</small></p>	Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid	1001	2001	790	395	Utility filing fee		1002	2002	350	175	Design filing fee		1003	2003	550	275	Plant filing fee		1004	2004	790	395	Reissue filing fee		1005	2005	160	80	Provisional filing fee		SUBTOTAL (1)					(\$)	Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid	1202	2202	18	9	Claims in excess of 20		1201	2201	88	44	Independent claims in excess of 3		1203	2203	300	150	Multiple dependent claim, if not paid		1204	2204	88	44	** Reissue Independent claims over original patent		1205	2205	18	9	** Reissue claims in excess of 20 and over original patent		SUBTOTAL (2)					(\$)      \$0.00	<p><b>3. ADDITIONAL FEES</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>2051</td> <td>130</td> <td>65</td> <td>Surcharge - late filing fee or oath</td> <td></td> </tr> <tr> <td>1052</td> <td>2052</td> <td>50</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>1053</td> <td>1053</td> <td>130</td> <td>130</td> <td>Non - English specification</td> <td></td> </tr> <tr> <td>1812</td> <td>1812</td> <td>2,520</td> <td>2,520</td> <td>For filing a request for ex parte reexamination</td> <td></td> </tr> <tr> <td>1804</td> <td>1804</td> <td>920*</td> <td>920*</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>1805</td> <td>1805</td> <td>1,840*</td> <td>1,840*</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>1251</td> <td>2251</td> <td>110</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252</td> <td>2252</td> <td>430</td> <td>215</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253</td> <td>2253</td> <td>980</td> <td>490</td> <td>Extension for reply within third month</td> <td>490.00</td> </tr> <tr> <td>1254</td> <td>2254</td> <td>1,530</td> <td>765</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td>2255</td> <td>2,080</td> <td>1,040</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401</td> <td>2401</td> <td>340</td> <td>170</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td>2402</td> <td>340</td> <td>170</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403</td> <td>2403</td> <td>300</td> <td>150</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451</td> <td>2451</td> <td>1,510</td> <td>1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>1452</td> <td>2452</td> <td>110</td> <td>55</td> <td>Petition to revive - unavoidable</td> <td></td> </tr> <tr> <td>1453</td> <td>2453</td> <td>1,370</td> <td>685</td> <td>Petition to revive - unintentional</td> <td></td> </tr> <tr> <td>1501</td> <td>2501</td> <td>1,370</td> <td>685</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>1502</td> <td>2502</td> <td>490</td> <td>245</td> <td>Design issue fee</td> <td></td> </tr> <tr> <td>1503</td> <td>2503</td> <td>680</td> <td>340</td> <td>Plant issue fee</td> <td></td> </tr> <tr> <td>1460</td> <td>2460</td> <td>130</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1807</td> <td>2807</td> <td>50</td> <td>50</td> <td>Processing fee under 37 CFR § 1.17(q)</td> <td></td> </tr> <tr> <td>1808</td> <td>2808</td> <td>180</td> <td>180</td> <td>Submission of Information Disclosure Statement</td> <td></td> </tr> <tr> <td>8021</td> <td>8021</td> <td>40</td> <td>40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>1809</td> <td>2809</td> <td>790</td> <td>395</td> <td>Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td></td> </tr> <tr> <td>1810</td> <td>2810</td> <td>790</td> <td>395</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td>1801</td> <td>2801</td> <td>790</td> <td>395</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>1802</td> <td>2802</td> <td>900</td> <td>900</td> <td>Request for expedited examination of a design application</td> <td></td> </tr> <tr> <td colspan="5">Other fee (specify)</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">SUBTOTAL (3)</td> <td>(\$)      \$490.00</td> </tr> </tbody> </table> <p><small>*Reduced by Basic Filing Fee Paid</small></p>	Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid	1051	2051	130	65	Surcharge - late filing fee or oath		1052	2052	50	25	Surcharge - late provisional filing fee or cover sheet		1053	1053	130	130	Non - English specification		1812	1812	2,520	2,520	For filing a request for ex parte reexamination		1804	1804	920*	920*	Requesting publication of SIR prior to Examiner action		1805	1805	1,840*	1,840*	Requesting publication of SIR after Examiner action		1251	2251	110	55	Extension for reply within first month		1252	2252	430	215	Extension for reply within second month		1253	2253	980	490	Extension for reply within third month	490.00	1254	2254	1,530	765	Extension for reply within fourth month		1255	2255	2,080	1,040	Extension for reply within fifth month		1401	2401	340	170	Notice of Appeal		1402	2402	340	170	Filing a brief in support of an appeal		1403	2403	300	150	Request for oral hearing		1451	2451	1,510	1,510	Petition to institute a public use proceeding		1452	2452	110	55	Petition to revive - unavoidable		1453	2453	1,370	685	Petition to revive - unintentional		1501	2501	1,370	685	Utility issue fee (or reissue)		1502	2502	490	245	Design issue fee		1503	2503	680	340	Plant issue fee		1460	2460	130	130	Petitions to the Commissioner		1807	2807	50	50	Processing fee under 37 CFR § 1.17(q)		1808	2808	180	180	Submission of Information Disclosure Statement		8021	8021	40	40	Recording each patent assignment per property (times number of properties)		1809	2809	790	395	Filing a submission after final rejection (37 CFR § 1.129(a))		1810	2810	790	395	For each additional invention to be examined (37 CFR § 1.129(b))		1801	2801	790	395	Request for Continued Examination (RCE)		1802	2802	900	900	Request for expedited examination of a design application		Other fee (specify)						SUBTOTAL (3)					(\$)      \$490.00
Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																																																																																																										
1001	2001	790	395	Utility filing fee																																																																																																																																																																																																																																																																											
1002	2002	350	175	Design filing fee																																																																																																																																																																																																																																																																											
1003	2003	550	275	Plant filing fee																																																																																																																																																																																																																																																																											
1004	2004	790	395	Reissue filing fee																																																																																																																																																																																																																																																																											
1005	2005	160	80	Provisional filing fee																																																																																																																																																																																																																																																																											
SUBTOTAL (1)					(\$)																																																																																																																																																																																																																																																																										
Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																																																																																																										
1202	2202	18	9	Claims in excess of 20																																																																																																																																																																																																																																																																											
1201	2201	88	44	Independent claims in excess of 3																																																																																																																																																																																																																																																																											
1203	2203	300	150	Multiple dependent claim, if not paid																																																																																																																																																																																																																																																																											
1204	2204	88	44	** Reissue Independent claims over original patent																																																																																																																																																																																																																																																																											
1205	2205	18	9	** Reissue claims in excess of 20 and over original patent																																																																																																																																																																																																																																																																											
SUBTOTAL (2)					(\$)      \$0.00																																																																																																																																																																																																																																																																										
Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																																																																																																										
1051	2051	130	65	Surcharge - late filing fee or oath																																																																																																																																																																																																																																																																											
1052	2052	50	25	Surcharge - late provisional filing fee or cover sheet																																																																																																																																																																																																																																																																											
1053	1053	130	130	Non - English specification																																																																																																																																																																																																																																																																											
1812	1812	2,520	2,520	For filing a request for ex parte reexamination																																																																																																																																																																																																																																																																											
1804	1804	920*	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																																																																																																																																											
1805	1805	1,840*	1,840*	Requesting publication of SIR after Examiner action																																																																																																																																																																																																																																																																											
1251	2251	110	55	Extension for reply within first month																																																																																																																																																																																																																																																																											
1252	2252	430	215	Extension for reply within second month																																																																																																																																																																																																																																																																											
1253	2253	980	490	Extension for reply within third month	490.00																																																																																																																																																																																																																																																																										
1254	2254	1,530	765	Extension for reply within fourth month																																																																																																																																																																																																																																																																											
1255	2255	2,080	1,040	Extension for reply within fifth month																																																																																																																																																																																																																																																																											
1401	2401	340	170	Notice of Appeal																																																																																																																																																																																																																																																																											
1402	2402	340	170	Filing a brief in support of an appeal																																																																																																																																																																																																																																																																											
1403	2403	300	150	Request for oral hearing																																																																																																																																																																																																																																																																											
1451	2451	1,510	1,510	Petition to institute a public use proceeding																																																																																																																																																																																																																																																																											
1452	2452	110	55	Petition to revive - unavoidable																																																																																																																																																																																																																																																																											
1453	2453	1,370	685	Petition to revive - unintentional																																																																																																																																																																																																																																																																											
1501	2501	1,370	685	Utility issue fee (or reissue)																																																																																																																																																																																																																																																																											
1502	2502	490	245	Design issue fee																																																																																																																																																																																																																																																																											
1503	2503	680	340	Plant issue fee																																																																																																																																																																																																																																																																											
1460	2460	130	130	Petitions to the Commissioner																																																																																																																																																																																																																																																																											
1807	2807	50	50	Processing fee under 37 CFR § 1.17(q)																																																																																																																																																																																																																																																																											
1808	2808	180	180	Submission of Information Disclosure Statement																																																																																																																																																																																																																																																																											
8021	8021	40	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																																																																																																																																											
1809	2809	790	395	Filing a submission after final rejection (37 CFR § 1.129(a))																																																																																																																																																																																																																																																																											
1810	2810	790	395	For each additional invention to be examined (37 CFR § 1.129(b))																																																																																																																																																																																																																																																																											
1801	2801	790	395	Request for Continued Examination (RCE)																																																																																																																																																																																																																																																																											
1802	2802	900	900	Request for expedited examination of a design application																																																																																																																																																																																																																																																																											
Other fee (specify)																																																																																																																																																																																																																																																																															
SUBTOTAL (3)					(\$)      \$490.00																																																																																																																																																																																																																																																																										

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Horace H. Ng	Registration No. (Attorney/Agent)	39,315
Signature		Telephone	(650) 813-5000
		Date	10/22/04

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.